

REMARKS

The above amendments and following remarks are submitted in response to the Official Action of the Examiner mailed May 6, 2004. Having addressed all objections and grounds of rejection, originally presented claims 1-20, along with newly presented claims 21-25, being all the pending claims, are now deemed in condition for allowance. Entry of this amendment and reconsideration to that end is respectfully requested.

Though not objected to by the Examiner, Applicants have herewith amended the title to more explicitly name the subject invention. Page 1 of the specification was also amended to provide serial number and filing date of an associated application.

The Examiner has rejected claims 1-20, being all originally presented claims, under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,415,288B1, issued to Gebauer (hereinafter referred to as "Gebauer"). This ground of rejection is respectfully traversed for the following reasons.

To find anticipation of a claim, the Examiner must conduct his examination in accordance with MPEP 2131 which provides in pertinent part:

TO ANTICIPATE A CLAIM, THE REFERENCE MUST TEACH EVERY ELEMENT OF THE CLAIM

"A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of*

California, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). "The identical invention must be shown in as complete detail as is contained in the ... claim." *Richardson v. Suzuki Motor Co.*, 868 F.2d 1226, 1236, 9 USPQ2d 1913, 1920 (Fed. Cir. 1989).

The rejection is respectfully traversed because Gebauer does not "expressly or inherently describe" "each and every element as set forth in the claim[s]".

It is the essence of Applicants' invention to package input parameters with a service request for transfer to a legacy data base management system. The first sentence of the Summary of the Invention, at page 6, lines 2-5, states:

The present invention overcomes the disadvantages of the prior art by providing a method of and apparatus for transferring a plurality of ordered input parameters to a legacy data base management system from an Internet terminal in a format designed to enable efficient, near-realtime honoring of a related service request.

This feature is not provided by Gebauer.

Service input parameters 170 of Gebauer, as cited by the Examiner, are not generated by the user terminal and transferred to the data base management system, but are part of the data base management system. See Fig. 6 wherein Service Input Parameters 170 are clearly provided "server-side" rather than "client-side". Column 11, lines 15-19, states:

Service input parameters 170 is prepared from the service request itself and from the command sequence stored in repository 166 as shown by path 164. This list of input parameters is actually stored in a dedicate portion of repository 166 awaiting processing of the service request.

Thus, Gebauer does not generate the input parameters in the user terminal and transfer them to the legacy data base management system as claimed. As a result, Gebauer cannot meet limitations of any of the currently pending claims and cannot teach the combinations which limit them.

Specifically, in rejecting claim 1, the Examiner states:

Regarding claim 1, Gebauer discloses in a data processing system having a user terminal for accessing a legacy data base management system responsively coupled to said user terminal via a publically accessible digital data communication network, the improvement comprising: a service request prepared by said user terminal having an ordered set of a (sic) input parameters [..the corresponding input parameters is coupled with each command statement; see col. 11, lines 20-41] and a parsing module coupled intermediate said user terminal and said data base management system which parses said service request for removal of said ordered set of input parameters and which assembles said ordered set of input parameters into an ordered string of input parameter characters [..services request to a system setting parameter; see col. 16, lines 5-10]. (Emphasis added)

As explained above, "Service input parameters 170" are neither generated by nor transferred from the "user terminal" as is limiting of claim 1. Furthermore, the "system setting parameters" of column 16, lines 5-10, have nothing to do with either "Service input parameters 170" or the claimed "ordered set of input parameters" generated by and transferred from the user terminal.

The rejection of claim 1, and all claims depending therefrom, is respectfully traversed for failure to comply with MPEP 2131 and as based upon clearly erroneous findings of fact.

Claim 2 depends from claim 1 and is further limited by "said ordered string of input parameter characters further comprises a tag name and a tag value". Gebauer has none of these limitations. Therefore, the Examiner cites nearly an entire column of Gebauer to mask the absence thereof. The rejection of claim 2, and claims depending therefrom, is respectfully traversed.

Claim 3 depends from claim 2 and further limits the format of the input parameters not found in Gebauer. Therefore, the Examiner cites Gebauer's description its security provisions. The rejection of claim 3, and any claim depending therefrom is respectfully traversed.

Claim 4 depends from claim 3 and further limits the format of the input parameters not found in Gebauer. Therefore, the Examiner cites yet another, unrelated portion of Gebauer. The rejection of claim 4 is respectfully traversed.

Claim 5 depends from claim 4 and further limits the input parameters to a string of ASCII characters. Because Gebauer does not meet this limitation, the Examiner cites Figs. 5-7 which have nothing to do with the input parameters or a string of ACSII characters. The rejection of claim 5 is respectfully traversed.

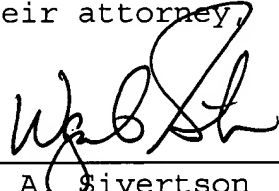
In rejecting claims 6-20, the Examiner repeats these clearly erroneous findings of fact and makes some new clearly erroneous findings of fact. For example, the Examiner somehow finds the claimed "parsing module" in column 11, lines 5-48, of Gebauer. The rejections of claim 6-20 are respectfully traversed.

Newly presented claims 21-25, though differing in scope somewhat, are deemed allowable for similar reasons.

Having thus responded to each objection and ground of rejection, Applicants respectfully request entry of this amendment and allowance of claims 1-25, being the only pending claims.

Respectfully submitted,
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By their attorney,

Date August 5, 2004



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